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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DAVID EVANS et al. Plaintiffs

vs.

DAVID HURD, et al

Defendants

CASE NO. C 08-3840 PVT

APPLICATION TO PROCEED
IN FORMA PAUPERIS

(Non-prisoner cases only)

I, DAVID EVANS, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ☒ No ☐

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: 5,337.60 Net: 3,168

Employer: CITY OF PALO ALTO P.O. Box 10250 (I think)
Palo Alto, CA 94303-0862

If the answer is "no," state the date of last employment and the amount of the gross and net salary

1 and wages per month which you received.

2 _____
 3 _____
 4 _____

5 2. Have you received, within the past twelve (12) months, any money from any of the
 6 following sources:

7 a. Business, Profession or Yes ____ No ✓
 8 self employment?

9 b. Income from stocks, bonds, Yes ____ No ✓
 10 or royalties?

11 c. Rent payments? Yes ____ No ✓

12 d. Pensions, annuities, or Yes ____ No ✓
 13 life insurance payments?

14 e. Federal or State welfare payments, Yes ____ No ✓
 15 Social Security or other govern-
 16 ment source?

17 If the answer is "yes" to any of the above, describe each source of money and state the amount
 18 received from each.

19 _____
 20 _____

21 3. Are you married? Yes ____ No ✓

22 Spouse's Full Name: _____

23 Spouse's Place of Employment: _____

24 Spouse's Monthly Salary, Wages or Income:

25 Gross \$ _____ Net \$ _____

26 4. a. List amount you contribute to your spouse's support: \$ 500.00

27 b. List the persons other than your spouse who are dependent upon you for support
 28 and indicate how much you contribute toward their support. (NOTE: For minor

children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.)

Z D E K D E

5. Do you own or are you buying a home? Yes ___ No ☒

Estimated Market Value: \$ _____ Amount of Mortgage: \$ _____

6. Do you own an automobile? Yes ☒ No ___

Make HONDA Year 2007 Model RIDGELINE

Is it financed? Yes ___ No ☒ If so, Total due: \$ _____

Monthly Payment: \$ _____

7. Do you have a bank account? Yes ☒ No ___ (Do not include account numbers.)

Name(s) and address(es) of bank: BANK OF THE WEST

Present balance(s): \$ 50.00

Do you own any cash? Yes ___ No ☒ Amount: \$ _____

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ___ No ☒

8. What are your monthly expenses?

Rent: \$ 1000.00 Utilities: \$ 100

Food: \$ 600 Clothing: \$ 60 - GAS bills \$ 250

Charge Accounts:

| Name of Account | Monthly Payment | Total Owed on This Account |
|----------------------------|------------------|----------------------------|
| <u>DISCOVER</u> | \$ <u>200.00</u> | \$ <u>4,427.69</u> |
| <u>PALO ALTO COMMUNITY</u> | \$ <u>155.00</u> | \$ <u>5000.00</u> |
| <u>IRS</u> | \$ <u>100.00</u> | \$ <u>901.64</u> |

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.)

PERSONAL 5000.00 +

YES MEDICAL + 2000.00 +

10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes ___ No X

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

8/16/08

DATE



SIGNATURE OF APPLICANT